

REMARKS

Claims 1-7, 9-11, 12, 14-17, 19-22, 24, 27 and 28 are pending in the application. By this response, claims 1, 3, 5, 7, 9, 12, 15, 19-21, 24 and 27 have been amended and claims 8, 14 and 16 have been canceled without prejudice to the disclaimer of the subject matter recited therein. Claims 13, 18, 23, and 25 were previously canceled.

Claims 1-7, 12, 19-22, 24, 27 and 28 have been rejected under 35 U.S.C. § 103(a) as being unpatentable over U.S. Patent No. 6,539,238 to Brouns et al. in view of U.S. Patent No. 5,943,611 to Molne. Claims 8, 14 and 26, which have been canceled without prejudice and incorporated into claims 1, 12 and 24, respectively, have been rejected under 35 U.S.C. § 103(a) as being unpatentable over Brouns in view of Molne and further in view of U.S. Patent Publication 2002/0024536 to Kahan. Applicants traverse these rejections and respectfully assert that Brouns, Molne and Kahan fail to satisfy a *prima facie* case of obviousness because all of the claimed limitations are not taught or suggested by the references.

With specific regard to claim 1, neither Brouns nor Molne, nor Kahan disclose a feature having a set of sub-features, wherein the **feature defines a calendar service**, the **set of sub-features defines a portion of a user defined calendar to be stored at a mobile communication device**, and one of an enhanced local services server and a private web site is searched **if a requested sub-feature is not resident on the mobile communication device**. In particular, Brouns and Molne are limited to the retrieval of telephone directory numbers and the references demonstrate no appreciation for any type of calendar service as claimed. The Examiner acknowledges this and relies on Kahan to cure the deficiencies of Brouns and Molne. Specifically, the Examiner states that “Kahan also teaches wherein a feature defines a calendar service and wherein said set of sub-features defines a portion of a user defined calendar to be stored at the mobile communication device, (paragraphs 0006 and 0058).” OA p. 8 (emphasis added). Applicants points out, however, that the cited passages in Kahan merely indicate that a mobile portal home page may include a link to a calendar stored either on an application server (see, e.g., Kahan paragraph 0008, lines 17-20), or in a database of the mobile portal server (see, e.g., Kahan paragraph 0058, lines 13-14). Both of these components are external to the mobile terminal 10 of Kahan. Thus, Kahan does not provide for the storage of any portion of a user defined calendar on a mobile communication device. Indeed, the central purpose of Kahan is to

aggregate data items at an external mobile portal server such as mobile portal server 20 (Kahan FIG. 3) for inclusion in a mobile terminal home page having links to the aggregated data items. See, for example, the statement in Kahan that “the subscriber database 25 includes data items displayed on mobile portal home pages”, where the subscriber database is part of the mobile portal server 20. Kahan paragraph 0067, lines 5-6. Moreover, there is nothing in Kahan to suggest making a determination as to whether a requested portion of a user defined calendar is resident on a mobile communication device because the reference necessarily presumes that the “subscriber’s monthly calendar” is stored entirely on the external mobile portal server side of the transaction. Simply put, to modify Kahan to provide for a portion of the subscriber’s monthly calendar to be stored and searchable on the mobile terminal 10 would run contrary to the explicit teachings of the reference. For at least the above reasons, claim 1 is patentable over Brouns, Molne and Kahan. Claims 2-7 depend from claim 1, and therefore also recite patentable subject matter.

With specific regard to claim 12, neither Brouns, nor Molne, nor Kahan disclose **programming a mobile communication device to provide** a first set of features defining an aspect of a first service, wherein the **first service comprises a calendar service** having a plurality of scheduling options as claimed. As already discussed, Brouns and Molne are limited to the retrieval of telephone directory numbers. Kahan makes passing mention of a personal calendar only in the context of a solution that explicitly aggregates data items on an external mobile portal server. Indeed, Kahan is silent as to the programming of the mobile terminal 10, and focuses entirely on the components of the web portal server and beyond. The teachings of Brouns and Molne are directed to the retrieval of telephone listings on a number-by-number basis and provides no explanation of or appreciation for how such an approach might apply to the programming of a mobile communication device with a calendar service as claimed. For at least the above reasons, claim 12 is patentable over Brouns, Molne and Kahan. Claims 19-22 depend from claim 12, and therefore also recite patentable subject matter.

With specific regard to claim 24, neither Brouns, nor Molne, nor Kahan disclose determining whether a **first communication service can be satisfied by a mobile communication device as a stand alone device**, where the **first communication service relates to a calendar service** as claimed. As discussed above, Brouns and Molne are limited to the retrieval of telephone directory numbers and Kahan makes passing mention of a personal

calendar only in the context of a solution that explicitly aggregates data items on an external mobile portal server. The functionality of the mobile terminal 10 as a stand alone device is not discussed in the reference. For at least the above reasons, claim 24 is patentable over Brouns, Molne and Kahan. Claims 27 and 28 depend from claim 24, and therefore also recite patentable subject matter. Accordingly, Applicants respectfully request that the Examiner withdraw the instant rejection.

Claims 8-11, 14-17 and 26 have been rejected under 35 U.S.C. § 103(a) as being unpatentable over Brouns in view of Molne and further in view of Kahan. Applicants traverse this rejection and respectfully assert that Brouns, Molne and Kahan fail to satisfy a *prima facie* case of obviousness because all of the claimed limitations are not taught or suggested by the references.

As already noted, claims 8, 14 and 26 have been canceled without prejudice, and the subject matter of the canceled claims has been incorporated into claims 1, 12 and 26, discussed above. Claims 9-11 and 15-17 depend from allowable claims 8 and 14, respectively, and by virtue of such dependency also recite patentable subject matter.

With further regard to claim 15, the Examiner has failed to identify any portion of the cited references that provides for a mobile communication device being programmed with a monthly scheduler capable of handling a subset of the scheduling options in the calendar service as claimed. Indeed, there is nothing in Kahan to suggest that the mobile terminal 10 is capable of performing any type of scheduling without accessing the mobile portal home page and the data items stored in the subscriber database of the mobile portal server.

With further regard to claim 17, the Examiner has failed to identify any portion of the cited references that teaches or suggests queuing a command and transmitting a request to satisfy the command when a communication path to a wireless network server becomes available as claimed. Accordingly, Applicants respectfully request that the Examiner withdraw the instant rejection.

CONCLUSION

In view of the above, reconsideration and allowance of this application are believed to be in order, and such actions are hereby solicited.

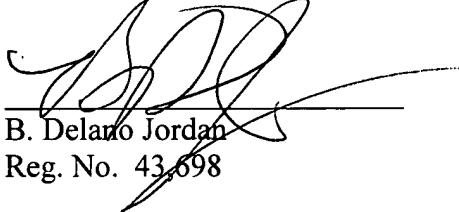
Applicants are submitting herewith a request for a one (1) month extension of time for responding to the outstanding Office Action and hereby authorize the Office to charge all required fees, including all required claim fees under 37 C.F.R. §1.16 and/or all required extension of time fees under 37 C.F.R. §1.17, or to credit any overpayments to Deposit Account 11-0600.

If the Examiner believes, for any reason, that personal communication will expedite prosecution of this application, the Examiner is invited to telephone the undersigned at the number provided.

Respectfully submitted,

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